

STATE OF MAINE
SUPREME JUDICIAL COURT
PROPOSED AMENDMENT TO
PROPOSED MAINE BAR RULES

1. Rule 11 of the Proposed Maine Bar Rules is deleted and replaced with the following:

RULE 11. PERIOD OF LIMITATIONS

(a) Period of Limitations. Except as provided in subsection (b) of this rule, proceedings under these Rules may be commenced only if a complaint is filed within six years of the date of the alleged violation.

(b) Exceptions. Proceedings may be commenced more than six years after the date of the violation, but must be commenced within:

(1) one year after discovery of the alleged violation by the complainant or Bar Counsel, if:

- (A) the proceeding is based on allegations of fraud by the lawyer, or
- (B) the proceeding seeks discipline for an offense the discovery of which has been prevented by concealment by the lawyer; or

(2) one year after termination of the lawyer's representation of the complainant or complainant's family member, if that representation continued for more than five years after the date of the violation, whichever occurs last.

(c) Applicability. Nothing in this rule shall prohibit the Board or the Court, after finding that a violation has been committed, from considering any other offense, regardless of the date of such other offense or whether prosecuted by the Board or not, in determining the appropriate disposition for the violation.